

07.12.2021
Sl. No.74
Aloke
[Rejected]

C. R. M. 7897 of 2021 [via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 03.09.2021 in connection with Belur Police Station Case No. 01 of 2020 dated 01.01.2020 under Sections 302/120B/34 of the Indian Penal Code.

And

In Re: **Binay Kumar Shaw @ Binoy Kumar Shaw**
@ Bijoy Kumar Shaw @ Rohit

... .. Petitioner

Mr. Kallol Mondal

Mr. Soumya Basu Roy Chowdhuri

... .. for the petitioner

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

... .. for the State

Petitioner is the principal assailant who assaulted the victim with stone slab. Pursuant to his leading statement, weapon of offence was also recovered. Petitioner does not stand on the same footing with the co-accuseds who have been enlarged on bail.

In view of the aforesaid facts and the gravity of the offences, we are not inclined to grant bail to the petitioner.

The application for bail is thus **rejected**.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)